IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION
Dated: Nainital: the 1st day of June, 2005
Criminal Misc. Bail application No. 499/2005
Order on the bail application of accused

CRIMINAL SIDE

1. Ajit Kumar S/o Sri Ramswaroop
   R/o Village Danpur
   P.S. Fatavada
   District Meerut (U.P.)
2. Tarun Rastogi
   S/o Sri Mahendra Kumar Rastogi
   R/o House No. 350 Kasba Mavana
   P.S. Mavana
   District Meerut (U.P.)

.....Applicant

Versus

State of Uttaranchal

.....Opposite Party

Arising out of case crime No. 21/62 of 2005
U/s 356, 392, 411 IPC
P.S. Cantt.
District-Dehradun

Hon'ble J.C.S. Rawat, J.

Heard Sri Vinod Sharma learned counsel for the applicants and learned A.G.A. for the State.

Perused the record. It has been alleged that chain was recovered in the presence of the applicants. It was further contended in paras 4, 5 & 6 that there was hot-talk between the police personnel and the applicants and as such they were implicated in this case. It was further contended that the police has taken the complainant at the time of the recovery of the said chain from the possession of the applicants, which is highly unbelievable. The case is triable by the Magistrate. Considering the facts and circumstances of the case, it is a fit case for bail.

Let the applicants-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of C.J.M. concerned.

(J.C.S. Rawat, J.)

Dated: 01.06.2005
LSR